

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: September 8, 2008 Signature: /Christina M. Sperry/
(Christina M. Sperry, Reg. No. 47,106)

Docket No.: 101896-0251
(DEP5318)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael A. Slivka et al.

Application No.: 10/709,796

Confirmation No.: 3795

Filed: May 28, 2004

Art Unit: 3733

For: NON-FUSION SPINAL CORRECTION
SYSTEMS AND METHODS

Examiner: M. C. Hoffman

**AMENDMENT AND RESPONSE FILED WITH
REQUEST FOR CONTINUED EXAMINATION**

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

INTRODUCTORY COMMENTS

Applicant submits this paper along with a Request for Continued Examination in response to the Office Action dated June 13, 2008 and the Advisory Action dated August 7, 2008.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.